

S.N. 10/644,927

MAR 3 0 2005

PATENT APPLICATION

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of)
Applicant: Stern et al.)
Title: Bacteriocins and Novel) Group Art Unit: 1645
Bacterial Strains) Examiner: Tongue, L.
Serial No.: 10/644,927)
Docket No.: 0135.03)
Filed: 8/21/03)

REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST

Mail Stop PG Pub
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby rescind the previous request that the above-identified application not be published under 35 U.S.C. 122(b). Please charge the \$300.00 publication fee under C.F.R. 1.18(d) to Deposit Account 50-2134.

The Commissioner is hereby authorized to charge any additional fees which may be required at anytime during the

S.N. 10/644,927

prosecution of this application, or credit any overpayment, to
Deposit Account 50-2134.

Respectfully submitted,

March 30, 2005

Date

Gail E. Poulos

Gail E. Poulos, Patent Advisor
Registration No. 36,327
USDA-ARS-OTT
5601 Sunnyside Ave., Rm. 4-1159
Beltsville, Maryland 20705-5131
Telephone: (301) 504-5302

Enclosures:
Rescind Request Form
Certificate of Transmission

CC:

J. Fado
N. Stern
D. Penot

Under the Paperwork Reduction Act of 1985, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Approved for use through 07/31/2006, OMB 0651-0031
PTO/SB/36 (08-03)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**RESCISSON OF PREVIOUS
NONPUBLICATION REQUEST
(35 U.S.C. 122(b)(2)(B)(ii))
AND, IF APPLICABLE
NOTICE OF FOREIGN FILING
(35 U.S.C. 122(b)(2)(B)(iii))**

Send completed form to:
Mail Stop PG Pub
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 305-8568

Application Number	10/644,927	RECEIVED
Filing Date	8/21/03	CENTRAL FAX CENTER
First Named Inventor	Norman J. Stern	MAR 3 0 2005
Title	Bacteriocins and Novel Bacterial Strains	
Atty Docket Number	0135.03	
Group Art Unit	1645	
Examiner	Tongue, L.	

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).

3/30/05

Date

Signature

(301) 504-5302

Telephone number

Gall E. Poules

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703) 805-4283 or by e-mail at PGPub@USPTO.gov.

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop PG Pub, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile ((703) 305-8568) transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type) Robin A. McCormick

Signature Robin A. McCormick

Date

3/30/05

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.